

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE:

Philip A. Smarestsky
Debtor(s)

Case No. 16-20054-CMB
Chapter: 13

Related to Doc. No. 36

**ORDER DISMISSING CASE WITHOUT PREJUDICE AND
TERMINATING WAGE ATTACHMENT**

AND NOW, this *25th day of April, 2017*, after notice and hearing and the Debtor(s) having failed to comply with the requirements of the *Bankruptcy Code*, the *Local Rules* of this Court and/or an Order of Court, it is hereby **ORDERED, ADJUDGED and DECREED** as follows:

(1) The above-captioned case is **DISMISSED, without prejudice**. The Debtor(s) remain legally liable for all his/her/their debts as if the bankruptcy petition had not been filed. Creditor collection remedies are reinstated pursuant to *11 U.S.C. §349*. Creditors are directed to *11 U.S.C. §108(c)* for time limits on filing a lawsuit to collect. ***Generally, a creditor's lawsuit must be filed either before the time deadline imposed by state law for filing runs, or (30) thirty days after date of this Order, whichever is later.***

(2) Each income attachment issued in this case is now terminated. So that each employer and entity subject to an attachment Order knows to stop the attachment, the Debtor(s) shall immediately serve a copy of this order on each such employer and entity.

(3) The Court retains jurisdiction over the Trustee's Report of Receipts and Disbursements and Final Report and Account. Upon submission of the UST Form 13-FR-S: Chapter 13 Standing Trustee's Final Report and Account, the Trustee is discharged from her duties in this case and this case will be closed without further order of Court.

(4) The Clerk shall give notice to all creditors of this dismissal.



Carlota M. Böhm, Judge
United States Bankruptcy Court

Case Administrators to serve:
All Creditors and All Parties In Interest

Certificate of Notice Page 2 of 3
 United States Bankruptcy Court
 Western District of Pennsylvania

In re:
 Philip A. Smaretsky
 Debtor

Case No. 16-20054-CMB
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: dric
 Form ID: 309

Page 1 of 2
 Total Noticed: 24

Date Rcvd: Apr 25, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Apr 27, 2017.

db +Philip A. Smaretsky, 124 Whitestown Road, Lyndora, PA 16045-1158
 cr +Foundation Finance Company, 2001 Western Ave Suite 400, Seattle 98121-3132
 14160526 Angela M. Crawford, 147 Crawford Road, Chicora, PA 16025
 14160527 +Armstrong, 437 North Main St., Butler, PA 16001-4358
 14160529 +Cenlar, P.O. Box 77404, Trenton, NJ 08628-6404
 14160530 +Citi American Airlines Advantage Visa, Citi, P.O. Box 6286, Sioux Falls, SD 57117-6286
 14160531 +Department of Defense Accounting Service, US Dept. Treas Attn: AWG Analyst, PO B0x 830794, Birmingham, AL 35283-0794
 14235031 +Lakeview Loan Servicing, LLC, Cenlar FSB, 425 Phillips BLVD, Ewing, NJ 08618-1430
 14160534 Navy Federal Credit Union, PO Box 3002, Merrifield, VA 22119-9887
 14160536 +Pennsylvania American Water Co., PO Box 371412, Pittsburgh, PA 15250-7412
 14160537 +Peoples Gas Bankruptcy Dept., Attn. Dawn Linder, 375 North Shore Drive, Suite 600, Pittsburgh, PA 15212-5866
 14160538 Peoples TWP, PO Box 747105, Pittsburgh, PA 15274-7105
 14160539 Slate from Chase Visa, P.O. Box 15123, Wilmington, DE 19850-5123
 14160541 Vogel Disposal Service, Inc., P.O. Box 857, Mars, PA 16046-0857

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

14160528 +E-mail/Text: jschon@basapa.org Apr 26 2017 01:04:10 Butler Area Sewer Authority,
 100 Litman Road, Butler, PA 16001-3294
 14204526 EDI: ECAST.COM Apr 26 2017 00:58:00 ECAST SETTLEMENT CORPORATION, PO BOX 29262,
 NEW YORK, NY 10087-9262
 14160532 E-mail/Text: jguevara@foundationfinance.com Apr 26 2017 01:05:13 Foundation Finance Company,
 P.O. Box 437, Schofield, WI 54476
 14233120 +E-mail/Text: bncmail@w-legal.com Apr 26 2017 01:04:49 Foundation Finance Company,
 C/O Weinstein & Riley, P.S., 2001 Western Ave., Suite #400, Seattle, WA 98121-3132
 14160533 EDI: IRS.COM Apr 26 2017 00:58:00 Internal Revenue Service,
 Centralized Insolvency Operation, PO Box 7346, Philadelphia, PA 19101-7346
 14160535 EDI: NFCU.COM Apr 26 2017 00:58:00 Navy Federal Credit Union, PO Box 3000,
 Merrifield, VA 22119-3000
 14172690 +E-mail/Text: csc.bankruptcy@amwater.com Apr 26 2017 01:05:12 Pennsylvania American Water,
 P.O. Box 578, Alton, IL 62002-0578
 14160540 EDI: URSI.COM Apr 26 2017 00:58:00 United Recovery Services, Inc., P.O. Box 722929,
 Houston, TX 77272-2929
 14160542 E-mail/Text: bankruptcy@firstenergycorp.com Apr 26 2017 01:04:44 West Penn Power,
 P. O. Box 3615, Akron, OH 44309-3615
 14191165 +E-mail/Text: bankruptcy@firstenergycorp.com Apr 26 2017 01:04:44 West Penn Power,
 5001 NASA Blvd, Fairmont WV 26554-8248

TOTAL: 10

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr Lakeview Loan Servicing, LLC

TOTALS: 1, * 0, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Apr 27, 2017

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 25, 2017 at the address(es) listed below:

Andrew F Gornall on behalf of Creditor Lakeview Loan Servicing, LLC agornall@goldbecklaw.com,
 bkggroup@goldbecklaw.com/bkggroup@kmlawgroup.com
 Dai Rosenblum on behalf of Debtor Philip A. Smaretsky dunmyrem@zoominternet.net,
 dailaw@earthlink.net;dailaw2@earthlink.net;pjbz@zoominternet.net;jmp124@yahoo.com
 James Warmbrodt on behalf of Creditor Lakeview Loan Servicing, LLC bkggroup@kmlawgroup.com
 Joshua I. Goldman on behalf of Creditor Lakeview Loan Servicing, LLC bkggroup@kmlawgroup.com

District/off: 0315-2

User: dric
Form ID: 309

Page 2 of 2
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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)
system (continued)

Matthew John McClelland on behalf of Creditor Lakeview Loan Servicing, LLC
bkgroup@kmlawgroup.com
Office of the United States Trustee ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteedpa.com

TOTAL: 7